

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

---

CANADIAN PACIFIC RAILWAY COMPANY, a  
Canadian Corporation,

Plaintiff,

**STIPULATION OF  
DISCONTINUANCE**

- against -

Civil Action No.:  
1:20-CV-290 (FJS/DJS)

INTERSTATE COMMODITIES, INC., a  
New York Corporation,

Defendant.

---

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys of record for all the parties to the above-entitled action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, that the above-entitled action be and hereby is discontinued without prejudice and without costs to any party. This stipulation may be executed in counterparts and may be filed without further notice.

Dated: September 12, 2022.  
Albany, New York.

Date: September 15, 2022

IT IS SO ORDERED.

J. Scullin  
Frederick J. Scullin, Jr.  
Senior United States District Judge

*C. W. Smith*  
Eric N. Dratler, Esq.  
Tabner, Ryan & Keniry, LLP  
18 Corporate Woods Boulevard, Suite 8  
Albany, New York 12211  
Telephone: (518) 465-9500  
*Attorneys for Defendant, Interstate  
Commodities, Inc.*

J. K. Fiorilla  
John K. Fiorilla, Esq.

Dyer & Peterson, PC  
322 US Highway 46W, Suite 220E  
Parsippany, New Jersey 07054  
Telephone: (973) 419-6124  
*Attorneys for Plaintiff, Canadian Pacific  
Railway Company*